

A SUBSTITUTE RESOLUTION**BY TRANSPORTATION COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE REIMBURSABLE AGREEMENT NO. SO-0470-07X WITH THE FEDERAL AVIATION ADMINISTRATION (FAA) FOR REIMBURSEMENT BY THE CITY TO THE FAA OF THE COST INCURRED BY THE FAA FOR CONSTRUCTION OF THE AIRPORT TRAFFIC CONTROL TOWER AT HARTSFIELD ATLANTA INTERNATIONAL AIRPORT UP TO AN ESTIMATED AMOUNT NOT TO EXCEED \$31,030,000.00, TO BE PAID FROM FUND ACCOUNT CENTER NO. 2H21 529010 R21E05069999; AND FOR OTHER PURPOSES.

WHEREAS, the City, as owner and operator of the Hartsfield Atlanta International Airport, is responsible for the cost of relocating FAA navigational facilities serving the Airport, including the Airport Traffic Control Tower ("ATCT"); and

WHEREAS, the City and the FAA have determined that the existing ATCT facility is not tall enough for controllers to see the 5th Runway and a taller tower is needed to provide line of sight to the runway; and

WHEREAS, the FAA will perform certain services required to accomplish the project, titled "Construction of the Airport Traffic Control Tower at Hartsfield Atlanta International Airport" (the "ATCT Project") as hereinafter described, subject to the reimbursement of the cost thereof by the City, as hereinafter set forth.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor be and she hereby is authorized to execute on behalf of the City of Atlanta Reimbursable Agreement No. SO-0470-07X, which shall provide for the FAA to perform the services described in that copy of said Agreement No. SO-0470-07X attached hereto as Attachment I and made a part hereof by reference, for a cost to the City not to exceed \$31,030,000.00, with provision for up to 10% overage in the anticipated maximum cost, and containing the stipulation that the City and the FAA anticipate executing two (2) additional reimbursable agreements for the ATCT Project identified in Article I of said Agreement No. SO-0470-07X at a cost to the City to be determined and subject to authorization by the City Council in the future.

BE IT FURTHER RESOLVED that the cost to the City under said Agreement to be charged to and paid from Fund Account Center No. 2H21 529010 R21E05069999.

BE IT FURTHER RESOLVED that the City Attorney be and hereby is directed to prepare said Agreement for execution by the Mayor.

BE IT FINALLY RESOLVED that said Agreement shall not become binding upon the City, and the City shall incur no obligation or liability thereunder until the same has been signed by the Mayor and delivered to the FAA.